(3)

CFIOL

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.NO. 2332/2003

PETITIONER : Yashwant Kumar Dadsena
S/o Badrinarayan Dadsena,
Aged about 49 years,
R/o RES Qtr.No.5, Charama
Tahsil: Charama,Distt.Kanker (CG).

P. R. No. 31203
Presented by Shri Gautam Kishore
dated 30.09.03

VERSUS

RESPONDENTS : 1) State of Chhattisgarh
Through the Secretary,
Agriculture Department,
DKS Bhawan, Raipur (CG).

2) The Director,
Horticultural Department,
Civil Lines, Raipur (CG).

3) The Collector,
Kanker, District Kanker (CG).

4) The Collector,
Baster,Jagdalpur
District: Baster (CG).

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30/9/03
CLERK TO A.G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

1) Particulars of the petitioner:

XI-HC-22

(47)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. 2332/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	28.08.2003 Shri P. Diwaker, counsel for the petitioner. Shri Ranbir Singh, Govt. Advocate for the State/respondents. Heard both the counsel. The case of the petitioner is that the petitioner was working as Rural Horticultural Extension Officer and in the year 1997 vide order dated 20th October, 1997, he along with C.L. Kashyap, R.V.S. Baghel, A.K. Panda & F. Singh were suspended on account of the allegations against the petitioner and all the above persons regarding some embezzlement and negligence. Learned counsel for the petitioner submits that other four persons have been reinstated, but the petitioner has not been reinstated. Moreover, since last six years no enquiry has been initiated against the petitioner nor any challan has been filed against him. Therefore, the petitioner cannot be kept suspended for an indefinite period which is contrary to Rule 9 of the Chhattisgarh Civil Services (Classification, Control and Appeal) Rules, 1966. Having heard the learned counsel for the parties and having regard to the facts and circumstances of the case, the petitioner is at liberty to make a representation within a period of fifteen days from today raising all his grievances before the Collector, Distt. Kanker (respondent No.3) and the learned Collector shall decide the representation having regard to the relevant provisions of the Rules	

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.2332/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

and other relevant factors within a period of thirty days from the date of receipt of the representation in an objective manner and shall pass appropriate order.

Accordingly, the writ petition stands disposed of.

Consequently, M.(W.)P.No.2140/2003 and I.A.No.7212/2003 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Soma